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ABSTRACT

Provided in this report are the text of and explanatory statements about the conference agreement reached by House and Senate committee members concerning the Human Services Reauthorization Act of 1986 (later to become Public Law 99-425). The Act authorizes 4 years of appropriations to continue several existing human services programs of the federal government, and also includes provisions creating two new federal programs. Funding was authorized for the Head Start, Follow Through, State Dependent Care Development Grants, Community Services Block Grant, Community Food and Nutrition, and Low Income Home Energy Assistance programs. For these programs, appropriations are authorized for fiscal years 1987 through 1990. Also authorized are a Child Development Associate (CDA) scholarship program and Community Service Block Grant (CSBG) demonstration projects. The CDA scholarship program authorizes grants to states to assist eligible low income candidates for the CDA credential, a performance-based certification for child care providers. The CSBG demonstration projects are authorized to develop innovative responses to the critical needs of the poor. The act further authorizes studies of beginning reading methods and youth employment, and makes a technical change in the Excellence in Education Act. (RH)

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99TH CONGRESS
2d Session

HOUSE OF REPRESENTATIVES

REPORT
99-815

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HUMAN SERVICES REAUTHORIZATION ACT OF 1986

ED277451

SEPTEMBER 12, 1986.—Ordered to be printed

Mr. HAWKINS, from the committee of conference, submitted the following

CONFERENCE REPORT

[To accompany H.R. 4421]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4421) to authorize appropriations for fiscal years 1987, 1988, 1989, and 1990 to carry out the Head Start, Follow Through, dependent care, community services block grant, and community food and nutrition programs, and for other purposes having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment insert the following:

That this Act may be cited as the "Human Services Reauthorization Act of 1986".

PS 016143

TITLE I—THE HEAD START PROGRAM

SEC. 101. REAUTHORIZATION.

Section 639 of the Head Start Act (42 U.S.C. 9834) is amended to read as follows:

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 639. There are authorized to be appropriated for carrying out the provisions of this subchapter $1,198,000,000 for fiscal year 1987, $1,263,000,000 for fiscal year 1988, $1,332,000,000 for fiscal year 1989, and $1,405,000,000 for fiscal year 1990.".

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SEC. 102. ALLOTMENT OF FUNDS FOR INDIAN AND MIGRANT HEAD START PROGRAMS.

Subparagraph (A) of section 640(a)(2) of the Head Start Act (42 U.S.C. 9835(a)(2)(A)) is amended to read as follows:

"(A) Indian and migrant Head Start programs and services for handicapped children, except that there shall be made available for use by Indian and migrant Head Start programs, on a nationwide basis, no less funds for fiscal year 1987 and each subsequent fiscal year than were obligated for use by Indian and migrant Head Start programs for fiscal year 1985;".

SEC. 103. COORDINATION.

Section 642(c) of the Head Start Act (42 U.S.C. 9837(c)) is amended by inserting before "programs" the following: "State and local".

SEC. 104. PRESERVATION OF INCOME CALCULATION METHOD.

Section 645(a)(2) of the Head Start Act (42 U.S.C. 9840(a)(2)) is amended by striking out "1986" and inserting in lieu thereof "1990".

TITLE II—FOLLOW THROUGH PROGRAM

SEC. 201. FOLLOW THROUGH.

(a) AUTHORIZATION OF APPROPRIATIONS.—Subsection (a) of section 663 of the Follow Through Act (42 U.S.C. 9862(a)) is amended to read as follows:

"(a) There are authorized to be appropriated for carrying out the purposes of this subchapter $7,500,000 for fiscal year 1987, $7,800,000 for fiscal year 1988, $8,112,000 for fiscal year 1989, and $8,436,000 for fiscal year 1990.".

(b) REPEALER.—Section 668 of the Follow Through Act (42 U.S.C. 9867) is amended—

(1) by striking out subsection (b); and

(2) by redesignating subsection (c) as subsection (b).

(c) TECHNICAL AMENDMENT.—Section 670 of the Follow Through Act (42 U.S.C. 9861 note) is amended by striking out "1986" and inserting in lieu thereof "1990".

TITLE III—DEPENDENT CARE STATE GRANT PROGRAM

SEC. 301. REAUTHORIZATION.

Section 670A of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9871) is amended to read as follows:

"AUTHORIZATION OF APPROPRIATIONS

"SEC. 670A. For the purpose of making allotments to States to carry out the activities described in section 670D, there is authorized to be appropriated $20,000,000 for each of the fiscal years 1987, 1988, 1989, and 1990.".

SEC. 302. AMENDMENTS ON DEPENDENT CARE SERVICES INFORMATION; LICENSING.

(a) DEPENDENT CARE SERVICES.—Subsection (a) of section 670D of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9874) is amended—

(1) by inserting "(1)" after the subsection designation;

(2) by striking out "shall" in the second sentence and inserting in lieu thereof "may";

(3) by redesignating clauses (1), (2), (3), (4), (5), (6), and (7) in the second sentence as clauses (A), (B), (C), (D), (E), (F), and (G), respectively; and

(4) by striking out the third sentence and inserting in lieu thereof the following:

"(2) The State, with respect to the uses of funds described in paragraph (1) of this subsection shall—

"(A) provide assurances that no information will be included with respect to any dependent care services which are not provided in compliance with the laws of the State and localities in which such services are provided; and

"(B) provide assurances that the information provided will be the latest information available and will be kept up to date.".

(b) SCHOOL-AGE CHILD CARE SERVICES.—(1) Section 670D(b)(1) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9874(b)(1)) is amended by striking out "where school facilities are not available".

(2) Section 670D(b)(2)(E) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9874(b)(2)(E)) is amended by inserting before "licensing laws" the following: "child care".

SEC. 303. SCHOOL-AGE CHILD DEFINITION.

Section 670G(7) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9877(7)) is amended by inserting before the semicolon a comma and the following: "except that in any State which by State law children at an earlier age are provided free public education, the age provided in State law shall be substituted for age five".

SEC. 304. SHORT TITLE.

Subchapter D of chapter 8 of title VI of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9871–9877) is amended by adding at the end thereof the following new section:

"SHORT TITLE

"SEC. 670H. This subchapter may be cited as the 'State Dependent Care Development Grants Act'.".

TITLE IV—COMMUNITY SERVICES BLOCK GRANT PROGRAM

SEC. 401. GENERAL AUTHORIZATION OF APPROPRIATIONS.

Subsection (b) of section 672 of the Community Services Block Grant Act (42 U.S.C. 9901) is amended to read as follows:

"(b) There is authorized to be appropriated $390,000,000 for fiscal year 1987, $409,500,000 for fiscal year 1988, $430,000,000 for fiscal

year 1989, and $451,500,000 for fiscal year 1990, to carry out the provisions of this subtitle.".

SEC. 402. DEFINITION OF ELIGIBLE ENTITY.

The first sentence of section 673(1) of the Community Services Block Grant Act (42 U.S.C. 9902(1)) is amended by inserting after "1981" a comma and the following: "or which came into existence during fiscal year 1982 as a direct successor in interest to such a community action agency or community action program and meets all the requirements under section 675(c)(3) of this Act with respect to the composition of the board".

SEC. 403. REQUIREMENTS.

(a) TERMINATION PROCEDURES.—(1) Section 675(c)(11) of the Community Services Block Grant Act (42 U.S.C. 9904(c)(11)) is amended by inserting "the procedures and" after "subject to".

(2) Section 676A of the Community Services Block Grant Act (42 U.S.C. 9905a) is amended—

(A) by redesignating the section as subsection (b); and

(B) by inserting before the redesignated subsection (b) the following:

"SEC. 676A. (a) Whenever a State violates the assurances contained in section 675(c)(11) and terminates the funding of a community action agency or migrant and seasonal farmworker organization prior to the completion of the State's hearing and the Secretary's review as required in section 679 of this Act, the Secretary shall assume responsibility for providing financial assistance to the community action agency or migrant and seasonal farmworker organization affected. The allotment for the State shall be reduced by an amount equal to the funds provided under this section by the Secretary to such agency or organization.".

(3) Section 676A of the Community Services Block Grant Act (42 U.S.C. 9905a), as amended by this subsection, is amended by adding at the end thereof the following:

"(c) The Secretary shall conduct the review under subsection (b) through the Office of Community Services, which shall promptly conduct such review and issue a written determination together with the reasons of the Secretary therefor.".

(4) The heading of section 676A of the Community Services Block Grant Act (42 U.S.C. 9905a) is amended to read as follows:

"PROCEDURES FOR A REVIEW OF TERMINATION OF FUNDING"

(b) REPEAL OF EXECUTED PROVISION.—The last sentence of section 675(c) of the Community Services Block Grant Act (42 U.S.C. 9904(c)) is repealed.

SEC. 404. FISCAL EVALUATIONS.

(a) GENERAL RULE.—Section 679(b)(1) of the Community Services Block Grant Act (42 U.S.C. 9908(b)(1)) is amended—

(1) by inserting "evaluations and" after "fiscal year";

(2) by adding before the period at the end thereof a comma and the following: "and especially with respect to compliance with subsections (a) and (b) of section 675, and clauses (1) through (11) of subsection (c) of such section"; and

(3) by adding at the end thereof the following:

"Each such evaluation shall include identifying the impact that assistance furnished under this subtitle has on children, pregnant adolescents, homeless families, and the elderly poor. A report of the evaluation, together with recommendations of improvements designed to enhance the benefit and impact to people in need, will be sent to each State evaluated. Upon receiving the report the State will then submit a plan of action in response to the recommendation contained in the report. The results of the evaluation shall be submitted annually to the Chairman of the Committee on Education and Labor of House of Representatives and the Chairman of the Committee of Labor and Human Resources of the Senate.".

(b) CONFORMING AMENDMENT.—Subsection (i) of section 675 of the Community Services Block Grant Act (42 U.S.C. 9904(i)) is repealed.

SEC. 405. DISCRETIONARY AUTHORITY.

(a) GENERAL RULE.—(1) The matter preceding clause (1) of section 681(a) of the Community Services Block Grant Act (42 U.S.C. 9910(a)) is amended—

(A) by striking out "is authorized, either directly or through" and inserting in lieu thereof "is authorized to make"; and

(B) by inserting "to enter into" before "contracts".

(2) Section 681(a)(1) of the Community Services Block Grant Act (42 U.S.C. 9910(a)(1)) is amended by inserting before the semicolon a comma and the following: "including national conferences, newsletters, and collection and dissemination of data about programs and projects assisted under this subtitle".

(3) Subclause (A) of section 681(a)(2) of the Community Services Block Grant Act (42 U.S.C. 9910(a)(2)(A)) is amended to read as follows:

> *"(A) special programs of assistance, awarded on a competitive basis, to private, locally initiated, nonprofit community development corporations, (or affiliates of such corporations) governed by a board consisting of residents of the community and business and civic leaders, which sponsor enterprises providing employment and business development opportunities for low-income residents of the community designed to increase business and employment opportunities in the community;".*

(4) Section 681(a)(2)(D) of the Community Services Block Grant Act (42 U.S.C. 9910(a)(2)(D)) is amended by inserting before the semicolon the following: "(in selecting entities to carry out such programs, the Secretary shall give priority to private nonprofit organizations that before the date of the enactment of the Human Services Reauthorization Act of 1986 carried out such programs under this subparagraph)".

(b) REPORTS ON PROJECTS.—Section 681 of the Community Services Block Grant Act (42 U.S.C. 9910) is amended—

(1) by redesignating subsection (b) as subsection (c); and

(2) by inserting after subsection (a) the following:

"(b)(1) The final reports submitted by recipients of assistance under this section on projects completed with such assistance shall be summarized and reported by the Secretary annually to the Chairman of the Committee on Education and Labor of the House of Representatives and the Chairman of the Committee on Labor and

Human Resources of the Senate. The report shall contain a list of recipients who have received assistance under this section outside of the competitive process.

"(2) The Secretary shall, at the end of each fiscal year, prepare and distribute a catalog listing all the projects assisted under clause (A) of subsection (a)(2) in such fiscal year. The catalog shall include—

"(A) a description of each project;

"(B) an identification of the agency receiving the award, including the name and address of the principal investigator;

"(C) a description of the project objectives; and

"(D) a statement of the accomplishments of the project.".

(c) CONFORMING AMENDMENTS.—(1) Section 674(a)(1)(B) of the Community Services Block Grant Act (42 U.S.C. 9903(a)(1)(B)) is amended by striking out "section 681(b)" and inserting in lieu thereof "section 681(c)".

(2) Section 680(a) of the Community Services Block Grant Act (42 U.S.C. 9909(a)) is amended by striking out "section 681(b)" and inserting in lieu thereof "section 681(c)".

(3) Section 614 of the Community Economic Development Act of 1981 (42 U.S.C. 9803) is amended by striking out "section 681(b)" and inserting in lieu thereof "section 681(c)".

SEC. 406. AUTHORIZATION OF APPROPRIATIONS FOR COMMUNITY FOOD AND NUTRITION.

Section 681A of the Community Services Block Grant Act (42 U.S.C. 9910(a)) is amended by striking out subsection (b) and inserting in lieu thereof the following new subsections:

"(b)(1) From 60 percent of the amount appropriated for a fiscal year to carry out this section, the Secretary shall allot for grants under subsection (a) to eligible agencies for statewide programs in each State an amount which bears the same ratio to 60 percent of such appropriation as the low-income and unemployed populations of such State bear to the low-income and unemployed populations of all the States.

"(2) Forty percent of the amount appropriated in a fiscal year to carry out this section shall be available for grants under subsection (a) to be awarded on a competitive basis to eligible agencies for local and statewide programs. In any fiscal year no agency may receive funds awarded in accordance with this paragraph in excess of $50,000.

"(c) There is authorized to be appropriated $3,000,000 for each of the fiscal years 1987, 1988, 1989, and 1990 to carry out this section.".

SEC. 407. INTEREST RATES PAYABLE ON CERTAIN RURAL DEVELOPMENT LOANS; ASSIGNMENT OF LOAN CONTRACTS.

(a) MODIFICATION OF INTEREST RATES.—Notwithstanding any other provision of law—

(1) any outstanding loan made after December 31, 1982, by the Secretary of Health and Human Services; or

(2) any loan made after the date of the enactment of this Act;

with monies from the Rural Development Loan Fund established by section 623(c)(1) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9812(c)(1)) or with funds available under section 681(a) of

the Community Services Block Grant Act (42 U.S.C. (9910(a)) to an intermediary borrower shall bear interest at a fixed rate equal to the rate of interest that was in effect on the date of issuance for loans made in 1980 with such monies or such funds if the weighted average rate of interest for all loans made after December 31, 1982, by such intermediary borrower with such monies or such funds does not exceed the sum of 6 percent and the rate of interest payable under this subsection by such intermediary borrower.

(b) ASSIGNMENT OF CERTAIN LOAN CONTRACTS.—Any contract for a loan made during the period beginning on December 31, 1982, and ending on the date of the enactment of this Act with—

(1) monies from the Rural Development Loan Fund established by section 623(c)(1) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9812(c)(1)); or

(2) funds available under section 681(a) of the Community Services Block Grant Act (42 U.S.C. 9910(a));

to an intermediary borrower that is a county government may be assigned by such borrower to an entity to which such loan could have been made for the purpose for which such contract was made. Any entity to which such contract is so assigned shall be substituted as a party to such contract and shall be obligated to carry out such contract and the purpose for which such contract was made.

(c) TECHNICAL AMENDMENT.—Section 1323(b)(2) of the Food Security Act of 1985 (7 U.S.C. 1631(b)(2)) is amended—

(1) by striking out "authorized under" and inserting in lieu thereof "in, appropriated to, or repaid to";

(2) in subparagraph (A) by striking out "and" at the end thereof;

(3) in subparagraph (B) by striking out the period at the end thereof and inserting in lieu thereof "; and"; and

(4) by adding at the end thereof the following new subparagraph:

"(C) notwithstanding paragraph (1), all funds other than funds to which subparagraph (A) applies shall be used by the Secretary to make loans—

"(i) to the entities;

"(ii) for the purposes; and

"(iii) subject to the terms and conditions;

specified in the first, second, and last sentences of section 623(a) of the Community Economic Development Act of 1981 (42 U.S.C. 9812(a)). For purposes of this subparagraph, any reference in such sentences to the Secretary shall be deemed to be a reference to the Secretary of Agriculture.".

SEC. 408. DEMONSTRATION PARTNERSHIP AGREEMENTS ADDRESSING THE NEEDS OF THE POOR.

(a) GENERAL AUTHORITY.—(1) In order to provide for the self-sufficiency of the Nation's poor, the Secretary may make grants from funds appropriated under subsection (e) to eligible entities for the development and implementation of new and innovative approaches to deal with particularly critical needs or problems of the poor which are common to a number of communities. Grants may be made only with respect to applications which—

(A) involve activities which can be incorporated into or be closely coordinated with eligible entities' ongoing programs;

(B) involve significant new combinations of resources or new and innovative approaches involving partnership agreements; or

(C) are structured in a way that will, within the limits of the type of assistance or activities contemplated, most fully and effectively promote the purposes of the Community Services Block Grant Act.

(2) No grant may be made under this section unless an application is submitted to the Secretary at such time, in such manner, and containing or accompanied by such information, as the Secretary may require.

(b) FEDERAL SHARE; LIMITATIONS.—(1) Grants awarded pursuant to this section shall be used for new programs and shall not exceed 50 per centum of the cost of such new programs.

(2) Non-Federal contributions may be in cash or in kind, fairly evaluated, including but not limited to plant, equipment, or services.

(3) Not more than one grant may be made to any eligible entity, and no grant may exceed $250,000.

(4) No application may be approved for assistance under this section unless the Secretary is satisfied that—

(A) the activities to be carried out under the application will be in addition to, and not in substitution for, activities previously carried on without Federal assistance; and

(B) funds or other resources devoted to programs designed to meet the needs of the poor within the community, area, or State will not be diminished in order to provide the matching contributions required under this section.

(c) DISSEMINATION OF RESULTS.—As soon as practicable, but no later than 90 days after the expiration of the fiscal year for which any grant is awarded under this section, the Secretary shall prepare and make available upon request to each State and eligible entity descriptions of the demonstration programs assisted under this section, and any relevant information developed and results achieved, so as to provide models for innovative programs to other eligible entities.

(d) DEFINITIONS.—As used in this section—

(1) the term "eligible entity" has the same meaning given such term by section 673(1) of the Community Services Block Grant Act (42 U.S.C. 9902(1)); and

(2) the term "Secretary" means the Secretary of Health and Human Services.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated $5,000,000 for each of the fiscal years 1987, 1988, and 1989, to carry out this section.

TITLE V—LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM

SEC. 501. REAUTHORIZATION.

Subsection (b) of section 2602 of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8621(b)) is amended to read as follows:

"(b) There are authorized to be appropriated to carry out the provisions of this title $2,050,000,000 for fiscal year 1987, $2,132,000,000 for fiscal year 1988, $2,218,000,000 for fiscal year 1989, and $2,307,000,000 for fiscal year 1990.".

SEC. 502. ADMINISTRATION OF ENERGY CRISIS INTERVENTION PROGRAM.

(a) ENERGY CRISIS INTERVENTION.—Section 2604(c) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8623(c)) is amended—

(1) in the last sentence—

(A) by striking out "and the capacity" and inserting in lieu thereof "the capacity"; and

(B) by inserting ", and the ability to carry out the program in local communities" before the period at the end thereof; and

(2) by adding at the end thereof the following:

"The program for which funds are reserved under this subsection shall—

"(1) not later than 48 hours after a household applies for energy crisis benefits, provide some form of assistance that will resolve the energy crisis if such household is eligible to receive such benefits;

"(2) not later than 18 hours after a household applies for crisis benefits, provide some form of assistance that will resolve the energy crisis if such household is eligible to receive such benefits and is in a life-threatening situation; and

"(3) require each entity that administers such program—

"(A) to accept applications for energy crisis benefits at sites that are geographically accessible to all households in the area to be served by such entity; and

"(B) to provide to low-income individuals who are physically infirm the means—

"(i) to submit applications for energy crisis benefits without leaving their residences; or

"(ii) to travel to the sites at which such application are accepted by such entity.

The preceding sentence shall not apply to a program in a geographical area affected by a natural disaster in the United States designated by the Secretary, or by a major disaster or emergency designated by the President under the Disaster Relief Act of 1974, for so long as such designation remains in effect, if the Secretary determines that such disaster or such emergency makes compliance with such sentence impracticable.".

(b) ISSUANCE OF RULES.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Health and Human Serv-

ices shall issue rules to carry out the amendments made by subsection (a).

SEC. 503. CALCULATION OF GRANTS TO INDIAN TRIBES.

Section 2604(d)(2) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8623(d)(2)) is amended—

(1) by striking out "in such State with respect to which a determination under this subsection is made" and inserting in lieu thereof "and residing within the State on the reservation of the tribes or on trust lands adjacent to such reservation";

(2) by inserting before the period at the end of such section a comma and the following: "or such greater amount as the Indian tribe and the State may agree upon"; and

(3) by adding at the end thereof the following: "In cases where a tribe has no reservation, the Secretary, in consultation with the tribe and the State, shall define the number of Indian households for the determination under this paragraph.".

SEC. 504. APPLICATIONS AND REQUIREMENTS.

(a) STATE PROCEDURES.—Section 2605(b)(5) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8624(b)(5)) is amended by striking out "in a manner consistent with the efficient and timely payment of benefits" and inserting in lieu thereof "in a timely manner".

(b) CONFORMING AMENDMENTS.—Section 2605(b) of the Low-Income Home Energy Act of 1981 (42 U.S.C. 8624(b)) is amended—

(1) by striking out clauses (14), (15), and (16);

(2) by inserting "and" at the end of clause (13); and

(3) by redesignating clause (17) as clause (14).

(c) CONTENTS OF STATE PLAN.—Section 2605(c)(1) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8624(c)(1)) is amended by striking out clauses (A) through (E) and inserting in lieu thereof the following:

"(A) describes the eligibility requirements to be used by the State for each type of assistance to be provided under this title, including criteria for designating an emergency under section 2604(c);

"(B) describes the benefit levels to be used by the States for each type of assistance including assistance to be provided for emergency crisis intervention and for weatherization and other energy-related home repair;

"(C) contains estimates of the amount of funds the State will use for each of the programs under such plan and describes the alternative use of funds reserved under section 2604(c) in the event any portion of the amount so reserved is not expended for emergencies;

"(D) describes weatherization and other energy-related home repair the State will provide under subsection (k);

"(E) describes how the State will carry out assurances in clauses (3), (4), (5), (6), (7), (8), (10), (12), and (13) of subsection (b); and

"(F) contains any other information determined by the Secretary to be appropriate for purposes of this title.".

(d) MODEL STATE PLAN FORMAT.—Section 2605(c) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8624(c)) is amended by adding at the end thereof the following new paragraph:

"(3) Not later than April 1 of each fiscal year the Secretary shall make available to the States a model State plan format that may be used, at the option of each State, to prepare the plan required under paragraph (1) for the next fiscal year.".

(e) CONSISTENT TREATMENT OF ENERGY ASSISTANCE PAYMENTS.—Section 2605(f) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8624(f)) is amended—

(1) by inserting "(1)" after the subsection designation;

(2) by striking out "provided to" and inserting in lieu thereof "provided directly to, or indirectly for the benefit of,"; and

(3) by adding at the end thereof the following:

"(2) For purposes of paragraph (1) of this subsection and for purposes of determining any excess shelter expense deduction under section 5(e) of the Food Stamp Act of 1977 (7 U.S.C. 2014(e))—

"(A) the full amount of such payments or allowances shall be deemed to be expended by such household for heating or cooling expenses, without regard to whether such payments or allowances are provided directly to, or indirectly for the benefit of, such household; and

"(B) no distinction may be made among households on the basis of whether such payments or allowances are provided directly to, or indirectly for the benefit of, any of such households.".

SEC. 505. GRANTS AND CONTRACTS FOR TECHNICAL ASSISTANCE AND TRAINING.

(a) AUTHORITY TO MAKE GRANTS AND CONTRACTS.—The Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8621 et seq.) is amended by inserting after section 2609 the following new section:

"TECHNICAL ASSISTANCE AND TRAINING

"SEC. 2609A. (a) Of the amounts appropriated under section 2602(b) for any fiscal year, not more than $500,000 of such amounts may be reserved by the Secretary—

"(1) to make grants to State and public agencies and private nonprofit organizations; or

"(2) to enter into contracts or jointly financed cooperative arrangements with States and public agencies and private nonprofit organizations;

to provide for training and technical assistance related to the purposes of this subtitle, including collection and dissemination of information about programs and projects assisted under this subtitle, and ongoing matters of regional or national significance that the Secretary finds would assist in the more effective provision of services under this title.

"(b) No provision of this section shall be construed to prevent the Secretary from making a grant pursuant to subsection (a) to one or more private nonprofit organizations that apply jointly with a business concern to receive such grant.".

(b) TECHNICAL AMENDMENTS.—Section 2604(a)(1) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8623(a)(1)) is amended—

(1) in subparagraph (A) by inserting "after reserving any amount permitted to be reserved under section 2609A and" after "remaining"; and

(2) in subparagraph (B) by inserting "after reserving any amount permitted to be reserved under section 2609A" after "therefor".

SEC. 506. CONTENT OF REPORTS.

Section 2610(b) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8629(b)) is amended by inserting before the period at the end thereof the following:

", and a report that describes for the prior fiscal year—

"(1) the manner in which States carry out the requirements of clauses (2), (5), (8), and (15) of section 2605(b); and

"(2) the impact of each State's program on recipient and eligible households".

TITLE VI—CHILD DEVELOPMENT ASSOCIATE SCHOLARSHIP ASSISTANCE PROGRAM

SEC. 601. SHORT TITLE.

This title may be cited as the "Child Development Associate Scholarship Assistance Act of 1985".

SEC. 602. GRANTS AUTHORIZED.

The Secretary is authorized to make a grant for any fiscal year to any State receiving a grant under title XX of the Social Security Act for such fiscal year to enable such State to award scholarships to eligible individuals within the State who are candidates for the Child Development Associate credential.

SEC. 603. APPLICATIONS.

(a) APPLICATION REQUIRED.—A State desiring to participate in the grant program established by this title shall submit an application to the Secretary in such form as the Secretary may require.

(b) CONTENTS OF APPLICATIONS.—A State's application shall contain appropriate assurances that—

(1) scholarship assistance made available with funds provided under this title will be awarded—

(A) only to eligible individuals;

(B) on the basis of the financial need of such individuals; and

(C) in amounts sufficient to cover the cost of application, assessment, and credentialling for the Child Development Associate credential for such individuals; and

(2) not more than 10 percent of the funds received by the State under this title will be used for the costs of administering the program established in such State to award such assistance.

(c) EQUITABLE DISTRIBUTION.—In making grants under this title, the Secretary shall—

(1) distribute such grants equitably among States; and

(2) ensure that the needs of rural and urban areas are appropriately addressed.

SEC. 604. DEFINITIONS.

For purposes of this title—

(1) the term "eligible individual" means a candidate for the Child Development Associate credential whose income does not exceed the poverty line, as defined in section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2)), by more than 50 percent;

(2) the term "Secretary" means the Secretary of Health and Human Services; and

(3) the term "State" means each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the Virgin Islands, the Commonwealth of the Northern Mariana Islands, the Marshall Islands, the Federated States of Micronesia, and Palau.

SEC. 605. ADMINISTRATIVE PROVISIONS.

(a) REPORTING.—Each State receiving grants under this title shall annually submit to the Secretary information on the number of eligible individuals assisted under the grant program, and their positions and salaries before and after receiving the Child Development Associate credential.

(b) PAYMENTS.—Payments pursuant to grants made under this title may be made in installments, and in advance or by way of reimbursement, with necessary adjustments on account of overpayments or underpayments, as the Secretary may determine.

SEC. 606. AUTHORIZATION OF APPROPRIATIONS.

There is authorized to be appropriated $1,500,000 for each of the fiscal years 1987, 1988, 1989, and 1990 for carrying out this title.

TITLE VII—EXCELLENCE IN EDUCATION

SEC. 701. TECHNICAL AMENDMENTS.

Section 604(b) of the Excellence in Education Act (20 U.S.C. 4033(b)) is amended—

(1) in paragraph (2) by inserting after "fiscal year" the second place it appears the following: "in which the appropriations for that year exceed $15,000,000"; and

(2) in paragraph (3) by inserting after "fiscal year" the second place it appears the following: "in which the appropriations for that year exceed $15,000,000".

TITLE VIII—REPORT REGARDING HOURS OF EMPLOYMENT OF BAT BOYS AND BAT GIRLS

SEC. 801. REPORT TO CONGRESS.

Not later than 180 days after the date of the enactment of this Act, the Secretary of Labor shall—

(1) determine whether a change in the permissible hours of employment for batboys and batgirls would be detrimental to their well-being and whether any such change should be proposed to the Congress; and

(2) submit a report to the President pro tempore of the Senate and the Speaker of the House of Representatives describing the results of such determination.

TITLE IX—BEGINNING READING INSTRUCTION STUDY AND LISTING REQUIRED

SEC. 901. STUDY AND LISTING REQUIRED.

(a) STUDY.—The Secretary of Education (hereinafter in this title referred to as the "Secretary") shall conduct a study in order to compile a complete list, by name, of beginning reading instruction programs and methods, including phonics, indicating—

(1) the average cost per pupil of such programs and methods; and

(2) whether such programs and methods do or do not present well-designed instruction as recommended in the report of the Commission on Reading entitled "Becoming a Nation of Readers".

The listing required by this section shall be written in such a way as to be understandable to the general public.

(b) PUBLIC COMMENT.—In carrying out the study required by this section, the Secretary shall solicit public comments on beginning reading programs and methods.

(c) REPORTS.—The Secretary shall prepare and submit to the Congress such interim reports of the study and listing as the Secretary deems advisable. The Secretary shall prepare and submit a final report containing the listing required by this subsection to the Congress not later than 12 months after the date of the enactment of this Act. The Secretary shall publicize and disseminate nationally the listing required by this section to the education community, parents, and other interested persons.

TITLE X—EFFECTIVE DATES AND RELATED MATTERS

SEC. 1001. EFFECTIVE DATES; APPLICATION OF AMENDMENTS.

(a) GENERAL EFFECTIVE DATE.—Except as provided in subsections (b) and (c), this Act and the amendments made by this Act shall take effect on October 1, 1986, or the date of the enactment of this Act, whichever occurs later.

(b) EFFECTIVE DATE FOR ENERGY CRISIS INTERVENTION AMENDMENTS.—The amendments made by section 502(a) shall take effect on December 1, 1986, or 60 days after the date of the enactment of this Act, whichever occurs later.

(c) APPLICATION OF CERTAIN OTHER AMENDMENTS RELATING TO ENERGY ASSISTANCE.—The amendments made by subsections (a), (b), (c), and (d) of section 504 shall not apply with respect to any fiscal

year beginning in or before the 60-day period ending on the effective date of this Act.

And the Senate agree to the same.

For consideration of the bill and all provisions (except title X) of the Senate amendment and modifications:

AUGUSTUS F. HAWKINS,
DALE E. KILDEE,
AUSTIN J. MURPHY,
MAJOR R. OWENS,
CARL C. PERKINS,
TERRY L. BRUCE,
DENNIS E. ECKART,
JIM J. JEFFORDS.

From the Committee on Energy and Commerce, for consideration of title III of the Senate amendment and modifications:

JOHN D. DINGELL,
ED MARKEY,
PHIL SHARP.

From the Committee on Education and Labor, for consideration of title X of the Senate amendment and modifications:

AUGUSTUS F. HAWKINS,
MARIO BIAGGI,
PAT WILLIAMS,
CHARLES A. HAYES,
DENNIS E. ECKART,
MATTHEW G. MARTINEZ,
JIM JEFFORDS,
BILL GOODLING,
TOM COLEMAN,
STEVE BARTLETT.

From the Committee on the Judiciary:

PETER W. RODINO,
DON EDWARDS,
JOHN CONYERS,
HAMILTON FISH,
F. JAMES SENSENBRENNER, Jr.

From the Committee on Energy, for consideration of section 1006 of the Senate amendment and modifications:

JOHN D. DINGELL,
HENRY A. WAXMAN,
Managers on the Part of the House.

ORRIN G. HATCH,
PAULA HAWKINS,
DAN QUAYLE,
ROBERT STAFFORD,
EDWARD M. KENNEDY,
CHRISTOPHER DODD,
JOHN F. KERRY,
Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE ON CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4421) to authorize appropriations for fiscal years 1987, 1988, 1989, and 1990 to carry out the Head Start, Follow Through, dependent care, community services block grant, and community food and nutrition programs, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effect of the action agreed upon by the managers and recommended in the accompanying conference report:

The Senate amendment to the text of the bill struck out all of the House bill after the enacting clause and inserted a substitute text.

The House recedes from its disagreement to the amendment of the Senate with an amendment which is a substitute for the House bill and the Senate amendment. The differences between the House bill, the Senate amendment, and the substitute agreed to in conference are noted below, except for clerical corrections, conforming changes made necessary by agreements reached by the conferees, and minor drafting and clarifying changes.

HUMAN SERVICES REAUTHORIZATION ACT

Citation

House bill—The House bill cites the Act as the Community Services Programs Amendments of 1986.

Senate amendment—The Senate amendment cites the Act as the Human Services Reauthorization Act of 1986.

Conference agreement—The House recedes.

HEAD START

Authorization

House bill—The House bill provides for authorization for Head Start at such sums as necessary for FY '87, FY '88, FY '89 and FY '90.

Senate amendment—The Senate amendment authorizes appropriations.

Fiscal year:	
1987	$1,130,542,000
1988	1,175,764,000
1989	1,222,795,000
1990	1,271,717,000

Conference agreement—The Senate recedes with an amendment to authorize the program at the following levels:

Fiscal year:	
1987	$1,198,000,000
1988	1,263,000,000
1989	1,332,000,000
1990	1,405,000,000

The Conferees direct the Secretary of Health and Human Services to distribute any appropriated funds for this program in a prompt manner. The conferees are concerned that delays in the receipt of funding awards can result in a reduction in program staff, an interruption of or reduction in vital education, health and social services and in certain instances, in additional and unnecessary costs being incurred by Head Start grantees.

Indian and migrant

House bill—The House bill provides that no less funds can be provided for Indian and Migrant programs for fiscal year 1987 and each subsequent fiscal year than were obligated for use in fiscal year 1985.

Senate amendment—The Senate amendment specifies that national funding for the Indian and Migrant Head Start programs is 7.1% of the amount appropriated for the total Head Start program.

Conference agreement—The Senate recedes.

Training and technical assistance

House bill—The House bill has no comparable provision

Senate amendment—The Senate amendment provides that in years when the Head Start appropriations are less than the FY 84 appropriation, funding for training and technical assistance shall be 3% of the appropriation.

Conference agreement—The Senate recedes.

Coordination

House bill—The House bill does not have a comparable provision

Senate amendment—The Senate amendment specifies that the type of programs Head Start agencies are to coordinate with are "state and local".

Conference agreement—The House recedes.

Income calculation

House bill—The House bill continues the current method of counting income for purposes of determining eligibility for Head Start through fiscal year 1990.

Senate amendment—The Senate amendment continues the prohibition through 1990, of any change in the method the Secretary uses to calculate income used to prescribe eligibility for the participation of persons in the Head Start program if the change would result in any reduction or exclusion of persons in the program.

Conference agreement—The Senate recedes. The Conferees note under current law at least 10% of all of the enrollment opportunities in the Head Start program must be available for handicapped children to meet their very special needs. Handicapped children as defined by section 602(a)(1) of the Education of the Handicapped Act includes children who are mentally retarded, hard of hearing, deaf, speech or language impaired, visually handicapped, seriously

emotionally disturbed, orthopedically impaired, or other health impaired children or children with specific learning disabilities who by reason thereof require special education and related services. Based upon the strong commitment displayed by Congress over the years to serve handicapped pre-schoolers through the Head Start program, the Conferees reiterate their support of the definition of handicapped children as defined in the Education of the Handicapped Act, the Conferees expect that the individuals who fall within this definition will continue to be served within the Head Start program. The Conferees further intend that any proposed change in the handicapped eligibility criteria meet those standards.

FOLLOW THROUGH

House bill—The House bill extends the Follow Through program through 1990 at such sums as necessary.

Senate amendment—The Senate amendment does not have a comparable provision.

Conference agreement—The Senate recedes with an amendment to delete Section 668(b) of the Act and to authorize the program at the following levels:

Fiscal year:	
1987	$7,500,000
1988	7,800,000
1989	8,112,000
1990	8,436,000

Section 668(b) of the Follow Through Act provides that financial assistance under this subchapter shall not be suspended for failure to comply with applicable terms and conditions, except in emergency situations, nor shall an application for refunding be denied, unless the recipient agency has been given reasonable notice and opportunity to show cause why such action should not be taken. In making this change, it is the conferees intent to emphasize that this is a competitive grant program and that the grant award process can consider applications other than existing grantees. However, current or past receipt of grants does not in or of itself preclude or give preference for consideration of future funding.

DEPENDENT CARE

Title

House bill—The House bill cites the Subchapter as "Dependent Care Programs Act".

Senate amendment—The Senate amendment cites the Act as the "State Dependent Care Development Grants Act".

Conference agreement—The House recedes.

Dependent care authorization

House bill—The House bill authorizes such sums as may be necessary for fiscal years 1987, 1988, 1989, and 1990.

Senate amendment—The Senate amendment reauthorizes the Dependent Care programs at

Fiscal year:	
1987	$20,000,000
1988	20,000,000
1989	20,000,000

Conference agreement—The Senate recedes with an amendment to authorize the program at the following levels:

Fiscal years:	
1987	$20,000,000
1988	20,000,000
1989	20,000,000
1990	20,000,000

The conferees direct the Secretary of Health and Human Services to distribute any appropriated funds for this program in a prompt manner.

Licensing

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment provides that the specified types of information on dependent care services to be made available by resource and referral systems are optional rather than mandatory. It eliminates the requirement that before and after school childcare programs be provided at community centers only where school facilities are not available and clarifies that the licensing laws and regulations with which applicants must comply are those relating to "child care".

Conference agreement—The House recedes. It is the conferees intent that where school facilities are utilized for childcare, programs physically conducted in schools may calculate space which they have access to and regularly use for school age child care programs after 3 p.m.

Child care definitions

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment revises the definition of school-aged children to include children under age five, the younger age to be consistent with the age at which each state provides free public education to children.

Conference agreement—The House recedes.

COMMUNITY SERVICES BLOCK GRANT

CSBG authorization

House bill—The House bill authorizes $390,000,000 for fiscal year 1987 and such sums as may be necessary for fiscal years 1988, 1989 and 1990.

Senate amendment—The Senate amendment authorizes the CSBG program at

Fiscal year:	
1987	$381,409,000
1988	392,851,000
1989	404,636,000
1990	416,775,000

Conference Agreement—The Senate recedes with an amendment to authorize the program at the following levels:

Fiscal year:	
1987	$390,000,000
1988	409,500,000
1989	430,000,000

1990 451,500,000

Eligible entity

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment expands the definition of eligible entity to include programs which came into existence in FY 1982 as a direct successor to a community action agency and meets all of the board composition requirements of section 675(c)(3).

Conference agreement—The House recedes.

Transfer authority

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment requires that the allowed transfer of up to 5% of a state's allotment to specified programs or to provide assistance for state-awarded discretionary grants is to increase funds otherwise available to eligible entities under the Community Services Block Grant program. It prohibits the transfer of funds that would diminish the state's responsibility to pass through 90% of funds to eligible entities.

Conference Agreement—The Senate recedes.

Termination procedure

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment establishes procedures which the Secretary must follow in reviewing State proposed termination of funding to CAA's or migrant and seasonal farmworker organizations. The procedures include a prompt review and written determination by the OCS. The Senate bill also requires the Secretary to assume responsibility for funding the affected eligible entity if a state terminates funding prior to the completion of the required state hearing and Secretary's review.

Conference agreement—The House recedes with an amendment. The Conferees intend that in situations where the Secretary provides continuing funding to an eligible entity, the amount of funding provided will be subtracted from the state allotment.

Fiscal evaluations

House bill—The House bill has no comparable provision.

Senate amendment—The Senate amendment combines the required investigation and evaluation of compliance requirements in the Community Services Block Grant program. It states that such compliance evaluations are to be made especially with regard to purposes of the Act to ameliorate the causes of poverty in communities, State public hearings on the proposed use and distribution of funds, and all the eleven agreements required of States in their annual applications for their allotments of funds. Such evaluations are to include the impact of funds under this program on children, homeless families, and the elderly poor. The Secretary will send recommendations of improvements on how to enhance the benefit and impact to people in need to each State and the State will then submit a plan of action in response to the recommendation con-

tained in the report. Evaluation results are to be submitted annually to the Chairmen of the House Education and Labor and Senate Labor and Human Resources Committees.

Conference agreement—The House recedes with an amendment to add the category of pregnant adolescents to the list of which the Secretary will note the impact of CSBG funds during their evaluations.

Discretionary authority

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment authorizes the Secretary to fund national conferences, newsletters, and the collection and dissemination of data about programs and projects funded under the Community Services Block Grant program as part of training activities authorized under the program. It also specifies that community development corporations, which are one of the special emphasis programs for which funding is authorized, are to be governed by a board consisting of residents of the community and business and civic leaders.

Conference agreement—The House recedes. The Conferees intend that funds available under this provision not be utilized for political activities including direct support of a national association.

Community economic development discretionary authority

House bill—The House bill provides that the Community Economic Development discretionary program be carried out in accordance with the Community Economic Development Act. The House bill references Section 616 and 617(a) paragraphs (1) through (4) to provide better direction regarding the goals and structure of this discretionary program.

Senate amendment—The Senate amendment specifies that Community Development Corporations, which are one of the special emphasis programs for which funding is authorized, are to be governed by a board consisting of residents of the community and business and civic leaders.

Conference agreement—The House recedes. The Conference notes that the continuing crisis in the farm economy has resulted in dislocation and high rates of unemployment in many rural states. Subject to the changes in the Community Economic Development section made in this Conference report, the Secretary is directed to ensure that CED funds are granted to rural states or rural areas within states. The Secretary is expected to encourage applications for discretionary funds which promote job creation and enterprise development in distressed rural communities and promote coordination with other state and federal efforts.

Rural development loan fund

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment clarifies that the loans to borrowers made after the date of enactment of the Food Security Act and prior to the date of enactment of the Human

Services Reauthorization Act of 1986 shall be transferred to and administered by the Secretary of Agriculture.

Conference agreement—The House recedes with an amendment. The amendment makes a number of technical corrections to complete the transfer of rural development loan functions accomplished in large part by enactment of P.L. 99-198, the Food Security Act of 1985. That Act transferred to the Secretary of Agriculture funds available in the Rural Development Loan Fund established under section 623(c)(1) of the Community Economic Development Act of 1981 (42 U.S.C. 9801 et seq.) The Conference agreement ensures that all intermediary borrowers will be treated equitably, that the weighted average passed on by intermediary borrowers shall be no more than six points. The Conferees recognize that the cost of interest, administration, bad debt and technical assistance far exceeds the rate of interest charged by the intermediary on some loans but it is intended that the interest spread on individual loans be kept as close to six points as possible. The Conferees intend that funds available for loan purposes, i.e. repayments into the Rural Development Loan Fund, will be distributed in accordance with the provisions of Section 405 of the Human Services Reauthorization Act Amendments of 1986. It is the intent of the Conferees that such distribution give high priority to rural areas in distress due to the farm crisis.

Rural community assistance programs

House bill—The House bill directs the Secretary to give priority to private nonprofit organizations that carried out such programs prior to the enactment of the Community Services Programs of 1986.

Senate amendment—The Senate amendment gives special priority to rural community assistance programs under the special emphasis program on rural housing and community facilities development.

Conference agreement—The Senate recedes with an amendment changing "such" to "community facility".

Poverty conference

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment directs the Secretary to appoint an advisory panel to develop and hold a national conference to exchange information on past approaches to the problems of poverty and to formulate plans for future methods of attacking the causes of poverty. The Secretary is directed to reserve $100,000 from administrative expenses to fund this conference. This section specifies the composition of the nine member panel and who is to designate each of its members.

Conference agreement—The Senate recedes.

Reports on Grants outside of competitive process

House bill—The House bill has no comparable provision.

Senate amendment—The Senate amendment requires that the Chairmen of the House Education and Labor and Senate Labor and Human Resources Committees are to be provided annually with a

summary of final reports on projects assisted under the Secretary's discretionary authority and a list of grantees who have received funds under this authority outside of the competitive process. The Senate bill directs the Secretary to compile and make available a catalog listing information on the projects funded under the discretionary program.

Conference agreement—The House recedes.

COMMUNITY FOOD AND NUTRITION

House bill—The House bill continues authority for appropriations for Community Food and Nutrition programs at such sums as may be necessary for Fiscal Years 1987, 1988, 1989 and 1990.

Senate amendment—The Senate amendment extends the current authority for appropriations for the Community Food and Nutrition program at $2.5 million annually through 1990.

Conference Agreement—The Senate recedes with an amendment to specify that 60 percent of the funds appropriated shall be allocated as grants on the basis of poor and unemployed in each state and 40 percent of the grants shall be allocated on a competitive basis. In addition, the amendment authorizes the program at the following levels:

Fiscal year:	
1987	$3,000,000
1988	3,000,000
1989	3,000,000
1990	3,000,000

The Conferees are concerned about past delays in the promulgation of regulations and distribution of federal grants, therefore, the Conferees direct the Secretary of Health and Human Services to issue a Request for Proposals no later than 90 days after enactment of the Act, and to obligate any appropriation made available no later than sixty days thereafter. In awarding grants under this authority, the Conferees expect the Department of Health and Human Services to take into consideration both the needs of Native Americans, migrants, seasonal and displaced workers and the demonstrated ability of state and local public and private nonprofit agencies to successfully develop and implement programs and activities similar to that authorized by Section 681A. It is the intent of the Conferees that agencies receiving grants under this Section give high priority to outreach and public education programs designed to inform low-income individuals of criteria for participation in and the nutrition services afforded by the various federally-assisted nutrition programs.

COMMUNITY SERVICES BLOCK GRANT DEMONSTRATION PROGRAM

CSBG demonstration projects

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment authorizes a new program for the development and implementation of new and innovative approaches to deal with particularly critical needs or programs of the poor which are common to a number of communities. Grants are to be made only for the projects which: can be closely

coordinated with grantees' ongoing programs, involve significant new combinations of resources of new and innovative approaches involving partnership agreements, or will effectively promote the purposes of the Community Services Block Grant program. The Secretary is authorized to make grants to eligible entities to pay for no more than 50% of the costs of the program, with the non-Federal share to be in cash or in-kind. Not more than one grant may be made to a single entity, and no grant may exceed $250,000. Federal funds are to be for new programs; they may not substitute for programs previously carried out without Federal assistance; and other resources for the poor may not be diminished to provide the non-Federal match required for this program.

Conference agreement—The House recedes.

Authorization for community services block grant demonstration projects

House bill—The House bill has no comparable provision.

Senate amendment—The Senate amendment authorizes $10,000,000 each for fiscal years 1987, 1988, and 1989

Conference agreement—The House recedes with an amendment to authorize grants for the Community Services Demonstration project at the following levels:

Fiscal year:	
1987	$5,000,000
1988	5,000,000
1989	5,000,000

LOW INCOME HOME ENERGY ASSISTANCE PROGRAM

LIHEAP authorizations

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment provides authorization for appropriations for the LIHEAP program at

Fiscal year	
1987	$2,163,000,000
1988	2,227,890,000
1989	2,294,726,000
1990	2,363,567,000

Conference agreement—The House recedes with an amendment to authorize the program at the following levels:

Fiscal year	
1987	$2,050,000,000
1988	2,132,000,000
1989	2,218,000,000
1990	2,307,000,000

The House recedes with a further amendment to require the Secretary to issue a yearly report on the manner in which certain requirements of the law are being carried out and the impact of each state's program on recipient and eligible households. It is the conferees intent that the new reporting requirements be included as a part of reports currently required under the statute, not a separate report. The amendment allows not more than $500,000 for technical assistance.

Energy crisis

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment specifies that community-based organizations can be designated to administer LIHEAP payments for energy crisis intervention.

Conference Agreement—The House recedes with an amendment which specifies three components the crisis intervention programs shall include so as to ensure timely responses to emergency situations and that the special needs of handicapped and elderly are met. Conferees intended that the term nonprofit includes private community based organizations such as agencies on aging or community action programs. In providing specific performance standards at the end of section 2604(c), the conferees do not intend to require that the states actually deliver a check to an applicant or fuel vendor within the deadlines for delivering assistance. It is the intent of conferees to ensure that individuals who are in life threatening situations receive care. Noncash assistance will satisfy these standards as long as the assistance is received by the client within the deadlines specified in the statute. Examples of energy-related crisis intervention include space heaters, blankets, alternative shelter, payments, flexible arrangements with utility providers, and resolution of the crisis through means which result in the immediate provision of essential energy. States will be considered in compliance with this provision as long as the crisis is averted by the deadline. It is the conferees intent that the provision suspending the energy crisis intervention sections only applies in situations where the ability of programs to provide services is directly affected.

Indian tribal allotment under LIHEAP

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment directs the Secretary to include Indian households residing within the State on the tribe's reservation or on trust lands adjacent to the reservation when calculating tribal allotments instead of only Indian households of the petitioning tribe. The section further provides authority to the Secretary to allocate a great amount of Federal LIHEAP funding for a tribal organization if the Indian tribe and the State both agree to such amount. In the case of tribes that do not have reservations, the Secretary shall define a population for the purposes of this paragraph in consultation with the tribe and the State.

Conference agreement—The House recedes.

Applications

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment expands the requirements for the annual application under Section 2605(c) to stress that the neediest households receive the maximum assistance under LIHEAP. This section also repeals the requirement

that States must describe the types of energy usage and the average costs of home energy by type of fuel for each region of the State.

Conference agreement—The House recedes with an amendment to Section 2605(b)(5) of such Act to give added emphasis to the fact that assistance should be directed to those most in need. The amendment would amend Section 2605(b) of LIHEAP in paragraph 5 by striking out "in a manner consistent with the efficient and timely payment of benefits" and insert "in a timely manner,". The amendment also reorganizes and revises the information which must be included in state plans.

State plans

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment reorganizes the requirements for the annual applications under Section 2605(b) of the Act and the State plan under Section 2605(c) of the Act.

Conference agreement—The House recedes with an amendment to include the Model Plan requirement. The amendment requires the Secretary to make available each year a model state plan format that may be used to prepare the next fiscal year's state plan. The Conferees want to clarify that the Model State plan format required under this section need not be redrafted each year.

Consistent treatment

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment clarifies that LIHEAP payments may not be considered as income in the determination of eligibility for Food Stamps. The section states that for the purposes of the Food Stamp Act the LIHEAP payments or allowances shall be deemed to be spent for heating or cooling expenses and no distinction shall be made regarding whether payments or allowances are provided directly to or indirectly for the benefit of any household. Amendments in this section are to become effective on date of enactment or October 1, 1986, whichever is later.

Conference agreement—The House recedes with a technical amendment.

Effective date

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment provides for an effective date of October 1, 1986 or the date of enactment of the Act whichever is later.

Conference agreement—The House recedes with an amendment to provide for an effective date of October 1, 1986 or the date of enactment of the Act whichever is later. The amendment specifies that the amendments made by subsections (a), (b) and (c) of Section 504 shall not apply with respect to any fiscal year beginning in or before the 60 day period ending on the effective date of this Act. The amendment specifies that the amendments made by Section

502 shall take effect on December 1, 1986 or 60 days after the date of the enactment of this Act, whichever occurs later.

CHILD DEVELOPMENT ASSOCIATE SCHOLARSHIP

Child development associate scholarship

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment authorizes the Secretary of Health and Human Services to award Child Development Associate Scholarship grants to any State receiving federal funds under the Social Services Block Grant. The grants may be used by the States to award scholarships to individuals who are eligible candidates for the Child Development Associate credentials. The Senate bill specifies assurances that the State must make on grant applications. These assurances include that the scholarship be awarded only to eligible individuals on the basis of financial need; in an amount sufficient to cover the costs of application, assessment and credentialing and that no more than 10% of the grant will be used on administrative costs. The Senate bill defines eligible individuals as those whose income does not exceed 150% of poverty. The Senate bill requires each State receiving a grant to submit an annual report on the number of eligible individuals assisted under this Act and their position and salaries before and after receiving the CDA credential.

Conference agreement—The House recedes with an amendment to delete the phrase "the various regions of the nation" from Section 503(c)(1). It is the intent of the Conferees that scholarship assistance for the CDA credential made available with funds under this title shall be made equally available for individuals working in family day care homes and child care centers as for those working in Head Start programs. In making grants under this section, the Secretary shall redistribute equitably any funds left over in the event that any state fails to apply. Further, the Conferees direct the Secretary of Health and Human Services to distribute any appropriated funds in a prompt manner and that regulations be promulgated within ninety days of enactment of these provisions.

CDA authorization

House bill—The House bill has no comparable provision.

Senate amendment—The Senate amendment authorizes appropriations at the following levels:

Fiscal year:	
1987	$1,500,000
1988	1,500,000
1989	1,500,000
1990	1,500,000

Conference agreement—The House recedes. The conferees direct the Secretary of Health and Human Services to distribute any appropriated funds for this program in a prompt manner.

EXCELLENCE IN EDUCATION

Excellence in education

House bill—The House bill has no comparable provision.

Senate amendment—The Senate amendment contains a provision which clarifies a clause in the Excellence in Education Act that authorizes funding for grants which are secured by private-sector funds. The Senate bill will limit the use of the set-aside until such time as appropriations reach at least $15 million.

Conference agreement—The House recedes.

BAT BOYS

Bat boys

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment amends the Fair Labor Standards Act to permit an exemption for children ages 14 and 15 to work up to 11:00 pm when school is in session two nights a week as bat boys and bat girls for league baseball games.

Conference agreement—The Senate recedes. The Conference agreement directs the Secretary of Labor to issue a report regarding whether a change in permissible hours of employment for bat boys and girls would be detrimental to their well being and whether or not such a change should be proposed. The report is required to be submitted to the Chairmen of the House Committee on Education and Labor and the Senate Committee on Labor and Human Resources within six months of date of enactment.

PRIMATE RESEARCH

Primate research

House bill—The House bill has no comparable provision.

Senate amendment—The Senate amendment designates the Laboratory for Experimental Medicine and Surgery for Primates (LEMSIP) which is located in Sterling Forest, New York as a regional primate center, thus making it eligible to compete for NIH grants.

Conference agreement—The Senate recedes.

READING INSTRUCTION

Reading instruction

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment requires the Department of Education to compile a complete list, by name, of beginning reading programs, indicating whether they do or do not present well-designed phonics instruction as recommended by "Becoming a Nation of Readers".

Conference agreement—The House recedes with an amendment to require the Secretary of Education to conduct a study in order to compile a complete list by name of beginning reading instruction programs and methods, including phonics. This listing shall indicate the average cost per pupil of such programs and methods and whether they do or do not present well-designed instruction as recommended in the report of the Commission on Reading.

CHILDREN'S JUSTICE ACT

Children's Justice Act

House bill—The House bill does not have a comparable provision.

Senate amendment—The Senate amendment amends the Child Abuse Prevention and Treatment Act to encourage States to enact child protection reforms which are designed to improve legal and administrative proceedings regarding the investigation and prosecution of child abuse cases.

Conference agreement—The Senate recedes.

For consideration of the bill and all provisions (except title X) of the Senate amendment and modifications:

AUGUSTUS F. HAWKINS,
DALE E. KILDEE,
AUSTIN J. MURPHY,
MAJOR R. OWENS,
CARL C. PERKINS,
TERRY L. BRUCE,
DENNIS E. ECKART,
JIM J. JEFFORDS.

From the Committee on Energy and Commerce, for consideration of title III of the Senate amendment and modifications:

JOHN D. DINGELL,
ED MARKEY,
PHIL SHARP.

From the Committee on Education and Labor, for consideration of title X of the Senate amendment and modifications:

AUGUSTUS F. HAWKINS,
MARIO BIAGGI,
PAT WILLIAMS,
CHARLES A. HAYES,
DENNIS E. ECKART,
MATTHEW G. MARTINEZ,
JIM JEFFORDS,
BILL GOODLING,
TOM COLEMAN,
STEVE BARTLETT.

From the Committee on the Judiciary:

PETER W. RODINO,
DON EDWARDS,
JOHN CONYERS,
HAMILTON FISH,
F. JAMES SENSENBRENNER, Jr.

From the Committee on Energy, for consideration of section 1006 of the Senate amendment and modifications:

JOHN D. DINGELL,
HENRY A. WAXMAN,
Managers on the Part of the House.

ORRIN G. HATCH,
PAULA HAWKINS,
DAN QUAYLE,
ROBERT STAFFORD,

EDWARD M. KENNEDY,
CHRISTOPHER DODD,
JOHN F. KERRY,
Managers on the Part of the Senate.

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